

March 6, 2003

TO: Internal File

THRU: Gregg A. Galecki, Senior Environmental Specialist, Lead

FROM: Karl R. Houskeeper, Environmental Specialist III

RE: Incidental Boundary Change, Penta Creek Fee Lease, West Ridge Resources, Inc.,  
West Ridge Mine, C/007/041-IB03B, Carbon County, Utah

**SUMMARY:**

On February 7, 2003, West Ridge Resources, Inc. requested an Incidental Boundary Change. This Incidental Boundary Change would incorporate the Penta Creek Fee Lease area. The Penta Creek Fee Lease area contains 74.92 acres and is located at Township 14 South, Range 14 East, Lots #2 and #3.

The existing permit area for the West Ridge Mine contains 4307.63 acres. The addition of the Penta Creek Fee Lease area containing 74.92 acres would bring the total permit area for the West Ridge Mine to 4382.55 acres. The Penta Creek Fee Lease is being added to the permit area for the coal reserves. The addition of the Penta Creek Fee Lease area will not increase the disturbed area. The existing Surface facilities will be used to access the underground reserves associated with this lease.

TECHNICAL MEMO

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**TECHNICAL ANALYSIS:**

**GENERAL CONTENTS**

**IDENTIFICATION OF INTERESTS**

Regulatory Reference: 30 CFR 773.22; 30 CFR 778.13; R645-301-112

**Analysis:**

Pages 1-8 and 1-9 have been revised and submitted with this permit amendment. The revisions on both 1-8 and 1-9 list a new surface owner, Dave Hinkins.

**Findings:**

Information provided in the application meets the minimum requirements of the regulations.

**RIGHT OF ENTRY**

Regulatory Reference: 30 CFR 778.15; R645-301-114

**Analysis:**

The right of entry information on page 1-11 has been updated to include the Penta Creek Fee Lease area of 74.92 acres. The revised text indicates that this agreement with Penta Creek is located in Appendix 1-14. At the time this amendment was submitted and subsequently reviewed by the Division a place was allocated for Appendix 1-14, but the document was not available to verify the agreement between West Ridge Resources, Inc. and Penta Creek. The document that will be located within Appendix 1-14 giving the legal right to enter the Incidental Boundary Change area and extract the coal reserves needs to be presented to the Division before this amendment can be approved.

Table 1-3, page 1-13a, and Table 1-4, page 1-13c, have been updated to indicate the acreage and legal description associated with the Penta Creek Fee Lease area.

### **Findings:**

Information provided in the proposed amendment is not considered adequate to meet the requirements of this section. Prior to approval, the permittee must provide the following in accordance with:

**R645-301-114**, A document giving the legal right to enter and extract the coal reserves must be provided for Division review.

## **PERMIT TERM**

Regulatory References: 30 CFR 778.17; R645-301-116.

### **Analysis:**

Information pertaining to the total acres within the permit area under the permit term has been updated on page 1-14.

### **Findings:**

Information provided in the application meets the minimum requirements of the regulations.

## **OPERATION PLAN**

### **MAPS, PLANS, AND CROSS SECTIONS OF MINING OPERATIONS**

Regulatory Reference: 30 CFR Sec. 784.23; R645-301-512, -301-521, -301-542, -301-632, -301-731, -302-323.

### **Analysis:**

#### **Certification Requirements**

Several maps have been revised and submitted with this permit amendment. The change to the maps indicates the addition to the permit area associated with the incidental boundary change incorporating the Penta Creek Fee Lease area of 74.92 acres. The maps contained in this application have not been P.E. certified. This certification is a requirement to verify the accuracy of the changes made to each map.

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**Findings:**

Information provided in the proposed amendment is not considered adequate to meet the requirements of this section. Prior to approval, the permittee must provide the following in accordance with:

**R645-301-512**, Maps submitted with the permit amendment must be P.E. certified, dated and signed to verify the accuracy of the changes made to each map.

**RECOMMENDATIONS:**

Prior to approval the requirements of **R645-301-114** and **R645-301-512** must be provided as outlined above.